

No. 2, May Term, 1893

Public Road

Versus

Legion Township

Contents:

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" Twp. Rd. 17544

[illegible]

[illegible]

J. J. Fox	Bureau
Mike Karah	" "
Jacob Lecker	" "
John Patterson	" "
Mike Smous	" "
James Hink	Bureau City
Van Hornes. Vane	
John Chismas	"
Charles Adams	"
Moist G. G. G.	"
Martin Horvath	"
R. & P. Cey	"
Charles E. G. G.	"
John R. G. G.	Madera
John R. G. G.	Bureau
John R. G. G.	" "
John R. G. G.	Bureau

LAP-OVER MARGIN

No 2 May 1893

Petition for Public
Road in Bigler
Township.

And now May 1893 Petition
Wm. and Asa Spencer, Edward
Ridgdon and Robert W. Namark
appointed viewers & report
at met. May 1893 By Wm. Court
D. C. K.
of

Filed 3 May 1893

At Test I saw
A. M. BLOOM, atty for Petitioners
Prothonotary,
CLEARFIELD, PA.

RELEASE OF DAMAGES.

Know all Men by these Presents, That we, the undersigned, owners of lands through which the road located by the viewers, under the annexed order, passes, or and in consideration of the sum of ONE DOLLAR to us respectively paid by the at and before the enrolling and delivery hereof, have remised, released and forever quit-claimed, and do hereby remise, release and forever quit-claim to the said all damages that may arise to us respectively by reason of the location and opening of the said road, so that neither we nor any of us, nor any person claiming under us, can or may hereafter ask, sue for, demand, have or receive any damages for injuries arising or growing out of the location and opening of the road aforesaid.

Witness our hands and seals this day of
A. D. 189 .

..... Seal

..... Seal

..... Seal

..... Seal

ASSESSMENT OF DAMAGES.

The following persons, having refused to release the damages to which they respectively may be entitled by reason of the location and the opening of the said road in the annexed return described, we, the undersigned viewers, under oath in pursuance of our duty, under the Act of Assembly, do assess their damages and make report thereof, as follows :

To the sum of

To the sum of

To the sum of

Witness our hands this day of , A. D. 189 .

Clearfield County, ss.

At a Court of Quarter Sessions of the Peace of the county of Clearfield, Pennsylvania, held at Clearfield, in and for said county, on the third day of May, A. D. 1893, before Judge of said Court, upon a petition of sundry inhabitants of the township of Bigler

_____ in said county, setting forth that
They labor under great inconvenience for want of a public road or highway to lead from a point in Bigler Township Clearfield County where the line of land of Martin Indian Davis the land of Mrs James Fink on the South Side of the Public road leading from Ramsey to Hagerty Cross roads to a point in Bigler Township said County at the Vulcan Bridge on the public road leading from Ramsey to Vulcan

and therefore praying the Court to appoint proper persons to view and lay out the same according to law. Make report at Sept 1893

whereupon the Court upon due consideration of the premises, do order and appoint Edmund Hagen & John McNamee who, after being respectively sworn or affirmed to perform the duties of their appointment with impartiality and fidelity, are to view the grounds proposed for said road, and if they view the same and any two of the actual viewers agree that there is occasion for such road, they shall proceed to lay out the same agreeable to the desire of the petitioners, as may be, having respect to the best ground for a road and the shortest distance, and in such manner as to do the least injury to private property, and state particularly, whether they judge the same necessary for a PUBLIC or PRIVATE road, together with a plot or draft of the same, with the courses and distances and reference to the improvements through which it passes, and shall also procure releases of damages from persons through whose lands said road may pass, or failing to procure such releases, shall assess the same, if any sustained, and shall make report thereof to the next court of Quarter Sessions to be held for said county, in which report they shall state that they have been sworn and affirmed according to law. Notice is directed to be given to the owners or occupants of seated lands through which the within road is intended to pass, of the time of the view, according to the 147th Rule of Court.

BY THE COURT

J. Lingg,
Clerk.

To the Honorable David L. Krebs, President Judge of the Court of Quarter Sessions of Clearfield County:-

We the subscribers, the persons appointed by the said Court to view and lay out the road therein mentioned, report that having first been severally sworn in the manner and form prescribed in the said Order, and having first given *five days* public notice of the time and place of meeting for the purposes of our appointment by at least three advertisements put up in the vicinity of the contemplated road, and after having given five days notice to the County Commissioners of Clearfield County of the time and place of said meeting to view and lay out said road, as required by Rule of Court No. 172, and we, Asa Spencer, Edward Pidgeon and Robert McNamara, having viewed the ground for the proposed road, *on the 21st day of June, 1893* and all of us concurring, do lay out and now return the same for a public road beginning at a point in Bigler Township, Clearfield County, where the line of land of Martin Jordan joins the land of Mrs. James Fink on the South side of the Public Road leading from Ramey to Hagerty's Cross Roads; thence along Alley North ~~forty~~ (40) degrees and fifteen (15) minutes West sixteen hundred and twenty-five (1625) feet to a post; thence between land of Solomon Beyer and Samuel Hagerty North thirty-eight (38) degrees West seven hundred and twenty-eight and five-tenth (728 5/10) feet to a post; thence along land of Samuel Hagerty North thirty-eight and one-half (38 1/2) degrees West six hundred and sixty-six (666) feet to a plug; thence along same land North sixteen and one-fourth (16 1/4) degrees East three hundred and twenty-two (322) feet to a plug; thence along land of Samuel Hagerty and R. B. Wigton & Sons North twenty-seven (27) degrees East twelve hundred and thirty-nine (1239) feet to a plug; thence along land of Wigton North forty (40) degrees West five hundred and fifteen (515) feet to a plug at the Vulcan Bridge in Bigler Township, Clearfield County, on the public road leading from Ramey to Vulcan; and we further report that in our opinion the proposed road is a public necessity, and *that* the cost of the same will be very light considering the immense advantages to the public. We further report that the said road is especially necessary, for the reason that by the building of the same an open railroad cut at the Vulcan

will be crossed overhead, thus obviating the present approach, which is an exceedingly dangerous one. We further report that we assess no damages to the parties over whose land the line of said road passes, after taking into consideration the advantages of the road. A plot or draft of the proposed road is hereto attached and made a part of this report.

Witness our hands and seals this
day of

A.D. 1893.

Ben Spencer Seal.
Ed. Ridgeman Seal.
Pat McKeenan Seal.

Viewers.

200

To George I. Thompson, John McLaughley & E. G. Geurhart,
County Commissioners of Clearfield County:-

Road Viewers Notice.

Notice is hereby given that the undersigned Viewers
appointed by the Court of Quarter Sessions of Clearfield
County, Pa., to view and lay out a Public Road leading from
a point in Bigler Township, Clearfield County, where the
line of land of Martin Jordan joins the land of Mrs. James
Fink on the South side of the Public Road leading from Ramey
to Hagerly's Cross Roads to a point in Bigler Township, said
County, at the Vulac Bridge on the Public Road leading from
Ramey to Vulcan, will meet at a point in Bigler Township,
Clearfield County, Pa., where the line of land of Martin
Jordan joins the land of Mrs. James Fink on the South side
of the Public Road leading from Ramey to Hagerly's Cross
Roads, on Wednesday, the twenty-first day of June, A.D. 1893,
at nine o'clock A.M., to attend to the duty assigned to them,
of which time and place aforesaid all parties interested
will please take notice.

Asa Spencer,

Edw. . .

Robert McNamara.

Viewers.

June 12th, 1893.

Service of the above notice is hereby accepted by us.

Geo. I. Thompson,

E. G. Gearhart.

County Commissioners.

Alta Vista -

NO 2 May SESSIONS, 1893

ORDER

Top view and lay out a road for public use in the township of Digital, Clearfield Co.

Sept Sessions 1893,

read and confirmed Ni. Si.

Road to be opened 23 feet wide, except where there is side hill, cutting or embankment and bridging, there to be 16 feet wide.

By the Court

See Sec 1893. Confirmed also by the Court

Filed 4 Sept 1893

25/100

Fees \$1, paid by M. Spahr

PUBLIC SPRINT PRINT

Opening Order given M. Spahr 9 March 1894

NOTE.—In case of a private road, the release must be executed in favor of the petitioner for said road.
 Also—Viewers will carefully note the number of days employed and set the amount out at the foot of their return.
 Reviewers cannot interfere with damages assessed by the original viewers, except so far as the location may be changed by the reviewers.
 N. B.—If the viewers believe the parties are not entitled to damages, taking into consideration the advantages as well as the disadvantages of the road they will report to that effect.

14081	AMOUNT.	
<u>Am Spahr</u>	Days 3	1500
	Miles 20	60
		<u>1560</u>
14091	Days 1	200
<u>Edw. Pidgeon</u>		
	Miles 10	30
		<u>230</u>
14101	Days 1	200
<u>Robt W. Hamara</u>		
	Miles 10	30
		<u>230</u>
	Days	
	Miles	
	Days	
	Miles	